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10/27/01  
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PATENT

DOCKET NO.: D1815-00025 DIV1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

J1046 U.S. PTO  
09/844058  
04/27/01

In re patent application of: Cooper et al.

Serial No.: Not Assigned

Filed: Herewith

For: REINFORCED CEMENTITIOUS BOARDS AND METHODS OF MAKING SAME

Certification Under 37 CFR 1.10

I hereby certify that this document (along with the enclosed Patent Application Transmittal and any documents referred to therein) is being deposited with the United States Postal Service on the date shown below with sufficient postage as "Express Mail Post Office to Addressee" Mailing Label Number No. **EL714875737US** on **04/27/01** to the following:

Assistant Commissioner for Patents  
Box PATENT APPLICATION  
Washington, DC 20231

Dated: April 27, 2001

Steven E. Koffs

Steven E. Koffs

**PATENT APPLICATION TRANSMITTAL LETTER**

**BOX PATENT APPLICATION**  
Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

Transmitted herewith for filing, please find the following:

**Type of Application:**

Utility (non-provisional)

Divisional

Continuation  
 Continuation-In-Part (CIP)

**Incorporation by Reference:**

The entire disclosure of the prior application, **from which a copy of the Oath or Declaration is supplied**, is considered to be part of the disclosure of the accompanying application and is hereby incorporated by reference therein. (37 CFR § 1.63(d))

**Benefit of Prior U.S. Application(s) Claimed (37 CFR § 1.78):**

PLEASE ENTER THE FOLLOWING AMENDMENT TO THE SPECIFICATION UNDER THE CROSS REFERENCE TO RELATED APPLICATIONS SECTION:

This application claims the benefit of **U.S. Provisional Application(s) No(s).** 60/\_\_\_\_\_ filed on \_\_\_\_\_.

This application is a  continuation  continuation-in-part  divisional of copending **U.S. Application Serial No(s).** 09/206,636 filed on December 7, 1998.

**International Application No.** \_\_\_\_\_ filed on \_\_\_\_\_ and which designated the U.S.

**Benefit of Prior Foreign Application(s):**

Priority is claimed under 35 U.S.C. § 119 of Application No. \_\_\_\_\_ filed on \_\_\_\_\_ in \_\_\_\_\_ [COUNTRY].

A Certified Copy of each of the following application(s) for which priority is claimed:

COUNTRY	APPLICATION No.	FILING DATE

is enclosed.

has been filed in prior Application Serial No. 0/\_\_\_\_\_ which was filed on \_\_\_\_\_.

**Application Elements Enclosed:**

13 Pages of Specification

5 Pages of Claims

1 Sheet of Drawings

Formal

Informal

Petition to Accept Photographs (37 CFR § 1.84(b)).

1 Page(s) of Abstract of the Disclosure

   Page(s) of List of Reference Numerals

**Accompanying Application Parts:**

Associate Power of Attorney

Preliminary Amendment

Information Disclosure Statement

Form PTO 1449 (PTO/SB/08A, 08B)

Copies of Cited References

Nucleotide and/or Amino Acid Sequence Submission (37 CFR §§ 1.821-1.825).

Microfiche (Appendix) (37 CFR § 1.96(c)).

Return Receipt Postcard (itemized)

**Declaration or Oath and Power of Attorney:**

New (executed original or copy).

New (unexecuted).

Copy from prior application (37 CFR § 1.63(d))

**Deletion of Inventor(s) (37 CFR § 1.63(d)(2), 1.33(b)):**

Signed Statement deleting inventor(s) named in the prior application is attached.

**Assignment:**

A copy of the recorded Assignment of the invention in the parent case to: Bay Mills Ltd. and CertainTeed Corporation.

**Small Entity Statements:**

Statement(s) that this is a filing by a small entity under 37 §§ CFR 1.9 and 1.27 attached.

Status as a small entity was claimed in prior U.S. Application Serial No. \_\_\_\_\_ filed on \_\_\_\_\_. **Status is still proper and desirable.**

A copy of the Official Filing Receipt in prior application is enclosed.

The filing fee has been calculated as shown below:

FOR:	NO. <u>FILED</u>	NO. <u>EXTRA</u>	<u>SMALL ENTITY</u>		<u>OTHER THAN SMALL ENTITY</u>		
			<u>RATE</u>	<u>Fee</u>	<u>OR</u>	<u>RATE</u>	<u>Fee</u>
BASIC FEE				\$355	<u>OR</u>		\$710
TOTAL CLAIMS	<u>13</u>	<u>- 20 = 0</u>	x 9 =	\$	OR	x 18 =	\$
INDEP. CLAIMS	<u>2</u>	<u>- 3 = 0</u>	x 40 =	\$	OR	x 80 =	\$-0-
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM(S)			+130 =	\$	OR	+260 =	\$-0-
			TOTAL	\$	OR		\$ 710

**Method of Payment of Fees:**

**No filing fee is to be paid at this time.**

Please charge my Deposit Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_. This transmittal is attached in duplicate.

A check in the amount of \$ 710.00 is attached. Please charge any deficiency or credit any overpayment to Deposit Account No. 04-1679.

**Authorization to Charge Additional Fees:**

*NOTE: if no fees are to be paid on filing, the following items should NOT be completed.*

The Commissioner is authorized to charge payment of the following fees and to refund any overpayment associated with this communication or during the pendency of this application to Deposit Account No. 04-1679. **This sheet is provided in duplicate.**

Filing fees (37 CFR § 1.16(a), (f) or (g)).

Presentation of extra claims (37 CFR § 1.16(b), (c) and (d)).

Surcharge for filing the basic filing fee and/or declaration later than the filing date of the application (37 CFR § 1.16(e)).

37 CFR §§ 1.17(a)(1)-(5) (*Extension fees pursuant to 37 CFR § 1.136(a)*).

Application processing fees (37 CFR § 1.17).

37 CFR § 1.18 (*Issue Fee at or before mailing of Notice of Allowance pursuant to 37 CFR 1.311(b)*).

Date: April 26, 2001

Melanie S. Goddard

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